

FARGO CITY COMMISSION AGENDA

Monday, May 17, 2021 - 5:00 p.m.

City Commission meetings are broadcast live on TV Fargo Channel 56 and online at www.FargoND.gov/streaming. They are rebroadcast Mondays at 5:00 p.m., Thursdays at 7:00 p.m. and Saturdays at 8:00 a.m. They are also included in the video archive at www.FargoND.gov/citycommission.

- A. Pledge of Allegiance.
- B. Roll Call.
- C. Approve Order of Agenda.
- D. Minutes (Regular Meeting, May 3, 2021).

CONSENT AGENDA – APPROVE THE FOLLOWING:

- 1. 2nd reading and final adoption of an Ordinance Rezoning a Certain Parcel of Land Lying in Covey Ranch First Addition.
- 2. Findings of Fact, Order and Notice of Entry of Order for 1418 1st Avenue North.
- 3. Findings of Fact, Order and Notice of Entry of Order for 1648 8th Avenue South.
- 4. Site Authorizations for Games of Chance:
 - a. Fargo Metro Baseball Association at Borrowed Bucks Roadhouse, Empire Tavern and Specks Bar.
 - b. American Gold Gymnastics at The Box.
 - c. Northern Prairie Performing Arts at Space Aliens, Windbreak Lounge, O'Clevy's at the Ramada and Southtown Pourhouse-Fargo.
 - d. Team Makers Club, Inc. at Legends Sports Bar and Grill, Lucky's 13 Pub, Sanford Health Athletic Complex-Scheels Arena, FARGODOME, Frank's Lounge and Holiday Inn.
 - e. Boys and Girls Club of the Red River Valley at Fargo Billiards/Gastropub.
 - f. Prairie Public Broadcasting, Inc. at Tailgators, Slammer's Sports Bar & Grill, Pepper's, Bison Turf and Dempsey's.
 - g. Horse Race North Dakota at Chub's Pub, Edgewood Tavern, Labby's Bar & Grill, Sidestreet Grille and Pub and Sickies Garage-Fargo.
- 5. Applications for Games of Chance:
 - a. United Way of Cass Clay for a raffle board on 6/11/21.
 - b. El Zagal Shrine – Provost for a raffle on 9/9/21.
 - c. FM AM Rotary for a sports pool from 10/1/21 to 2/15/22.
 - d. River Keepers for a raffle on 6/14/21.
- 6. Bid award for modular walls for the Training Room Conversion Project (RFP18023).
- 7. Change Order No. 3 for a no cost milestone schedule change for Project No. FM-16-A1.
- 8. Permanent Easement (Levee for Flood Control) and Easement (Temporary Construction Easement) with the Park District of the City of Fargo (Project No. FM-19-B).

9. Memorandum of Offer to Landowner and Permanent Easement (Levee for Flood Control) and Easement (Temporary Construction Easement) with the Park District to the City of Fargo (Project No. FM-19-E).
10. Receive and file General Fund – Budget to Actual through April 2021 (unaudited).
11. Receive and file Financial Status Report Year to Date through 4/30/21 for major operating funds (unaudited).
12. 63-day extension of FMLA for Firefighter Mike Brown.
13. Supplemental Nuisance Policy City of Fargo Ordinance Nos. 11-0805 and 11-0806.
14. Purchase of Service Agreement with Northern Cass Public School District for the 2021-2022 school year.
15. Purchase of Service Agreement with Kindred Public School District for the 2021-2022 school year.
16. Purchase of Service Agreement with Central Cass Public School District for the 2021-2022 school year.
17. First Amendment to Lease Agreement with First Center South, LLC.
18. Grant Agreement with ND Department of Human Services for care coordination services.
19. Purchase of Service Agreement with ND Department of Human Services, Behavioral Health Division for community outreach and engagement services for harm reduction.
20. Purchase Agreement with Lake Agassiz Habitat for Humanity, Inc. for a land transfer of 702 2nd Street North.
21. Purchase Agreement with Lake Agassiz Habitat for Humanity, Inc. for a land transfer and new construction at 1529 10th Avenue South.
22. Bid award for Project No. BP-21-A1.
23. Change Order No. 4 for a decrease in the amount of -\$18,352.49 for the GTC Underground Project (BP0041).
24. Memorandums of Understanding with Presentation Partners in Housing, Inc. and the State of North Dakota, Acting through its North Dakota Department of Human Services, Southeast Human Service Center.
25. Adopt Resolutions Approving the following Plats:
 - a. Edgewood Estates Second Addition.
 - b. Metropolitan Park Second Addition.
26. Storm Sewer Relocation Agreement with Jon Shilling.
27. Extension of the highway deicing salt contract with Compass Minerals America, Inc. for the 2021-2022 season (RFP20080).

28. Change Order No. 1 for an increase of \$388.00 for the Metro Transit Garage lighting replacement project.
29. Amendment No. 7 with KLJ, Inc. in the amount of \$3,062.84 for the GTC Remodel Project – Exterior Renovations.
30. Contracts and bonds for Project Nos. FM-19-A1 (electrical), FM-19-E1, TM-21-A1 and FARGODOME Canopy Repairs.
31. Bills.
32. Amendment No. 1 with SRF Consulting Group in the amount of \$25,700.50 for Improvement District No. MS-16-J0.
33. Easement (Temporary Construction Easement) with Keith A. Ernst and Raymond P. Vogle, as Trustees of the Fred M. Hector Jr. Revocable Trust in association with Improvement District No. FP-19-A1.
34. Bid award for Improvement District Nos. BN-21-B1, PN-21-A1 and PR-21-G1.
35. Create Improvement District Nos. PR-21-F and SL-21-C.
36. Contracts and bonds for Improvement District Nos. BN-21-C1, BN-21-G1 and UN-21-A1.

REGULAR AGENDA:

37. **RESIDENT COMMENTS (Fargo residents will be offered 2.5 minutes for comment with a maximum of 30 minutes total for all resident comments. Residents who would like to address the Commission, whether virtually or in person, must sign-up at FargoND.gov/VirtualCommission).**
38. ***Public Input Opportunity* - PUBLIC HEARINGS - 5:15 pm:**
 - a. Amendments to 2020 Action Plan Community Development Block Grant (CDBG).
 - b. Golden Valley Fifth Addition (2800 67th Avenue South; 6891, 6907, 6919, 6929, 6941 26th Street South; 2628 69th Avenue South; and 2631 Golden Lane South); approval recommended by the Planning Commission on 1/5/21:
 1. Zoning Change from AG, Agricultural, SR-4, Single-Dwelling Residential and P/I, Public and Institutional with a C-O, Conditional Overlay to SR-2, Single-Dwelling Residential and SR-4, Single-Dwelling Residential.
 2. 1st reading of rezoning Ordinance.
 3. Plat of Golden Valley Fifth Addition.
 - c. Sanford Addition (6103 38th Street South); approval recommended by the Planning Commission on 2/2/21:
 1. Zoning Change from AG, Agricultural to SR-2, Single-Dwelling Residential, LC, Limited Commercial, with a C-O, Conditional Overlay and P/I, Public and Institutional.
 2. 1st reading of rezoning Ordinance.
 3. Plat of Sanford Addition.
 - d. EOLA Addition (2470 and 2500 45th Street South); approval recommended by the Planning Commission on 3/2/21 and 4/6/21:

1. Zoning Change from GC, General Commercial with a C-O, Conditional Overlay to GC, General Commercial with a PUD, Planned Unit Development Overlay and a request to repeal the C-O, Conditional Overlay within the boundaries of the proposed EOLA Addition.
 2. 1st reading of rezoning Ordinance.
 3. Planned Unit Development Master Land Use Plan.
 4. Plat of EOLA Addition.
 - e. 220 Addition (214 and 220 6th Avenue North); approval recommended by the Planning Commission on 3/2/21:
 1. Zoning Change from MR-3, Multi-Dwelling Residential to DMU, Downtown Mixed-Use.
 2. 1st reading of rezoning Ordinance.
 3. Plat of 220 Addition.
 - f. Plat of Southview Villages Second Addition (1701, 1707, 1713, 1719, 1725, 1731, 1735, 1741, 1747, 1751, 1755 and 1761 Prairie Lane South).
 - g. Hearing on a dangerous building at 1343 2nd Avenue South; continued from the 4/19/21 Regular Meeting.
 - h. Hearing on a dangerous building at 1426 4th Avenue North.
 - i. Renewal Plan and Development Agreement for Tax Increment Financing District No. 2021-02 to review a plan for development of property in the 1600 and 1700 blocks of 1st Avenue North, on the south side of the street.
39. COVID-19 Update:
- a. Fargo Cass Public Health Update.
40. Presentation of the City's Pledge and Acceptance of and Agreement to the Master Indenture of Trust Resolutions and adoption of those Resolutions:
- a. Resolution Pledging and Dedicating 100% of the City 3-21 Sales Tax; 100% of the City 3-22 Sales Tax; and 25% of the \$.01 City 3-20 Sales Tax to the Metro Flood Diversion Authority.
 - b. City's Pledge Resolution and Resolution Accepting and Agreeing to the Terms and Conditions of the Master Indenture of Trust Between the Metro Flood Diversion Authority, Cass County Joint Water Resource District, The City of Fargo, North Dakota, as Fiscal Agent and the Bank of North Dakota as Trustee.
41. Presentations and updates for the following:
- a. Core Neighborhoods Master Plan.
 - b. Land Development Code Diagnostic Report.
 - c. Cass Clay Community Land Trust.
42. Discussion on workforce shortage in Fargo.
43. Commissioner Gehrig would like to discuss Fargo's zoning laws regarding firearms sales and the recently enacted North Dakota HB 1248.
44. Appointments to the Liquor Control Board.

People with disabilities who plan to attend the meeting and need special accommodations should contact the Commission Office at 701.241.1310 at least 48 hours before the meeting to give our staff adequate time to make arrangements.

Minutes are available on the City of Fargo website at www.FargoND.gov/citycommission.